

# Calendar No. 528

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 1629

[Report No. 111-258]

To authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2009

Mr. BURRIS (for himself and Mr. DURBIN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

AUGUST 5, 2010

Reported by Mr. BINGAMAN, with amendments

[Omit the part struck through and insert the part printed in *italic*]

---

## A BILL

To authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, and for other purposes.

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “New Philadelphia, Illi-  
3 nois, Study Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds that—

6 (1) Frank McWhorter, an enslaved man, bought  
7 his freedom and the freedom of 15 family members  
8 by mining for crude niter in Kentucky caves and  
9 processing the mined material into saltpeter;

10 (2) New Philadelphia, founded in 1836 by  
11 Frank McWhorter, was the first town established by  
12 a free African-American before the Civil War;

13 (3) the first railroad constructed in the area of  
14 New Philadelphia bypassed New Philadelphia, which  
15 led to the decline of New Philadelphia; and

16 (4) the New Philadelphia site—

17 (A) is covered by farmland; and

18 (B) does not contain any original buildings  
19 of the town or the McWhorter farm and home  
20 that are visible above ground.

21 **SEC. 3 2. DEFINITIONS.**

22 In this Act:

23 (1) SECRETARY.—The term “Secretary” means  
24 the Secretary of the Interior.

1           (2) STUDY AREA.—The term “Study Area”  
2           means the New Philadelphia archeological site and  
3           the surrounding land in the State of Illinois.

4 **SEC. 4 3. SPECIAL RESOURCE STUDY.**

5           (a) STUDY.—The Secretary shall conduct a special  
6           resource study of the Study Area.

7           (b) CONTENTS.—In conducting the study under sub-  
8           section (a), the Secretary shall—

9                   (1) evaluate the national significance of the  
10           Study Area;

11                   (2) determine the suitability and feasibility of  
12           designating the Study Area as a unit of the National  
13           Park System;

14                   (3) consider other alternatives for preservation,  
15           protection, and interpretation of the Study Area  
16           by—

17                           (A) Federal, State, or local governmental  
18           entities; or

19                           (B) private and nonprofit organizations;

20                   (4) consult with—

21                           (A) interested Federal, State, or local gov-  
22           ernmental entities;

23                           (B) private and nonprofit organizations; or

24                           (C) any other interested individuals; and

1           (5) identify cost estimates for any Federal ac-  
2           quisition, development, interpretation, operation, and  
3           maintenance associated with the alternatives consid-  
4           ered under paragraph (3).

5           (c) APPLICABLE LAW.—The study required under  
6           subsection (a) shall be conducted in accordance with sec-  
7           tion 8 of Public Law 91–383 (16 U.S.C. 1a–5).

8           (d) REPORT.—Not later than 3 years after the date  
9           on which funds are first made available for the study  
10          under subsection (a), the Secretary shall submit to the  
11          Committee on Natural Resources of the House of Rep-  
12          resentatives and the Committee on Energy and Natural  
13          Resources of the Senate a report containing—

14                 (1) the results of the study; and

15                 (2) any conclusions and recommendations of the  
16          Secretary.



Calendar No. 528

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 1629**

[Report No. 111-258]

---

---

## **A BILL**

To authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, and for other purposes.

---

---

AUGUST 5, 2010

Reported with amendments